

OUI HARDSHIP CRITERIA

NOTE: These requirements are subject to change at the RMV's discretion. Application for hardship will be subject to the requirements in place on the date of application.

Although an applicant may meet all requirements, issuance of a hardship license is only granted at the reasonable discretion of the RMV based on the facts of the case.

_____ There is **NO** evidence of any operation since the effective date of this revocation

_____ The **MINIMUM** amount of time has been served for hardship consideration.

| DWI ELIGIBLE TIME | | |
|--------------------------|-------------------------------------|--------------------------------------|
| Length of suspension | Work\education | General hardship |
| 1 yr (365 days) | 3 months into dwi revocation | 6 months into dwi revocation |
| 2 yrs (730 days) | 1 yr into dwi revocation | 18 months into dwi revocation |
| 8 yrs (2920 days) | 2 yrs into dwi revocation | 4 yrs into dwi revocation |
| 10 yrs (3650) | 5 yrs into dwi revocation | 8 yrs into the dwi revocation |

_____ All other active revocation periods have been COMPLETED.

_____ The applicant must provide documented proof of completion of the **proper** alcohol treatment program. 2 week in-house program for 2nd offense, 90 day in-house program for 3rd and 4th offenses.

_____ The applicant must provide the Discharge Summary from the **treatment** program, stating the risk factor or recidivism rate.

_____ The applicant must provide proof of compliance with all ordered after-care. A Discharge Summary (if aftercare complete) or a Progress Review (if aftercare is ongoing) from the **aftercare** provider stating the risk factor or recidivism.

_____ The applicant has provided a letter from probation, less than 30 days old stating, that the applicant is in compliance with probation.

_____ The operator has documented a legitimate hardship. Applicant must provide a letter from his/her employer, on letterhead, less than 30 days old. The letter must state the applicant's need for a hardship license and the work hours.

A self-employed applicant must present proof of self-employment. Acceptable forms of proof consist of a business certificate, tax forms indicating self-employment, and/or a current professional license. The applicant must also present a letter on his/her own behalf explaining his/her need for a hardship license and the hours requested.

Applicants applying for a hardship license for other purposes (i.e. education, medical treatments), require third party documentation of the hardship.

- _____ Twelve (12) hours are allowed for a hardship license. Hardship hours must be consistent with documentation presented by the customer at the time of the hearing.
- _____ The applicant is responsible for providing proof regarding the availability of public transportation. This proof may be included within the employer's letter. The applicant may also provide local bus/transit routes, mapquest etc.
- _____ Ignition Interlock Device is required if:
 - 1. There are two or more OUI(s) on the record,
OR
 - 2. An OUI revocation has completed and the applicant never reinstated for the OUI offense and there are two or more OUI(s) on the record.

NOTE: Reinstatement is only allowed once the proof of installation of interlock and affidavits have been returned to a hearings officer.